GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – Smt.R.Suez., the then R.J.D., W.D & C.W., Ongole, and presently working as R.J.D., W.D & C.W., Eluru – Certain grave irregularities in reduction of punishment to lower rank in the cadre of Attender in respect of Sri T.Kotaiah, former Junior Assistant., ICDS Project, Ponnur, Guntur (now retired) vide Progs.No.412/A/2010, dated 26-06-2012, instead of imposing the major punishment of dismissal from service on the ground of fake matriculation certification by exercising the powers of Director, W.D & C.W., A.P., Hyderabad – Initiation of departmental proceedings under Rule – 20 of A.P.C.S (CC&A) Rules, 1991 – Articles of Charges – Issued.

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DEPT. FOR WOMEN, CHILDREN, DIFFERENTLY ABLED & Sr. CITIZENS [ESTT. – A3]

G.O.RT.No. 14 Dated 5th January, 2016

Read the following: -

1. R.J.D., W.D & C.W., Ongole, Prakasam, Progs.No.412/A/2010, dated 26-06-2012.
2. Collector & District Magistrate, Prakasam, Ongole, Rc.A1/2360/2014, dated 15-04-2015.
3. Govt. Memo.No.2555/Estt.A3/2013-7, dated 30-07-2015.
4. From Spl. Commnr., W.D & C.W., A.P., Lr.No.6812/Vig.1/2013, dated 23-11-2015.

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ORDER: -

It is proposed to hold an enquiry against Smt.R.Suez., former R.J.D., W.D & C.W., Ongole and presently working as R.J.D., W.D & C.W., Eluru, in accordance with the procedure laid down in Rule – 20 of the A.P.C.S (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure – I). A statement of imputations of misconduct and misbehavior in support of the Articles of charges framed against the individual are enclosed (Annexure – II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexures – III & IV).

3. Smt.R.Suez., former R.J.D., W.D & C.W., Ongole and presently working as R.J.D., W.D & C.W., Eluru, is directed to submit within ten days of the receipt of this order, a written statement of her defense and also to state whether she desired to here in person.

4. Smt.R.Suez., former R.J.D., W.D & C.W., Ongole and presently working as R.J.D., W.D & C.W., Eluru, is informed that an inquiry will be held only in respect of those articles of charges which are not admitted. She should, therefore, specifically admit or deny each article of charge.

5. Smt.R.Suez., former R.J.D., W.D & C.W., Ongole and presently working as R.J.D., W.D & C.W., Eluru, is further informed that, if she does not submit her written statement of defense on or before the date specified in Para – 3 above, or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provision of Rule – 20 of A.P.C.S (CC&A) Rules, 1991 or the orders / directions issued in pursuance of said rules, the inquiring authority may hold the inquiry against her ex – parte based on the material available with them.

6. Attention Smt.R.Suez., former R.J.D., W.D & C.W., Ongole and presently working as R.J.D., W.D & C.W., Eluru, is also invited to Rule – 24 of A.P.C.S (Conduct)

Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further her interests in respect of matters pertaining to her service under the Government. If any representation is received on her behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Smt.R.Suez., former R.J.D., W.D & C.W., Ongole and presently working as R.J.D., W.D & C.W., Eluru, is aware of such a representation and that it has been made at her instance and action will be taken against her for violation of Rule – 24 of A.P.C.S (Conduct) Rules, 1964.

7. The receipt of the G.O. along with the copies of the basis of charges be acknowledged.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

Dr. (Smt.) POONAM MALAKONDAIAH,
PRINCIPAL SECRETARY TO GOVERNMENT (FAC).

To

Smt.R.Suez., former R.J.D., W.D & C.W., Ongole and presently working as R.J.D., W.D & C.W., Eluru through the Spl. Commnr., W.D & C.W., A.P., Hyderabad.

The Spl. Commissioner, W.D & C.W, A.P., Hyderabad with a request to serve the above G.O to the public servant and return the served copy with the dated acknowledgement to Govt. for record.

Copy to: -

SF / SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE – I

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST Smt.R.SUEZ., FORMER R.J.D., W.D & C.W., ONGOLE, & PRESENTLY WORKING AS R.J.D., W.D & C.W., ELURU.

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ANNEXURE – II

Statement of imputations of misconduct and misbehavior in support of the article of charges framed against Smt.R.Suez., former R.J.D., W.D & C.W., Ongole and presently working as R.J.D., W.D & C.W., Eluru.

As per the enquiry report submitted by the Collector & District Magistrate, Prakasam District, on the allegations made by Sri Harinath Babu, R/o Tenali, against Smt.R.Suez., the then R.J.D., W.D & C.W., Ongole and present R.J.D., W.D & C.W., Eluru, the articles of charges are as follows:

ARTICLE OF CHARGE No.I:

THAT Smt.R.Suez., former R.J.D., W.D & C.W., Ongole and presently working as R.J.D., W.D & C.W., Eluru, has issued final proceedings in respect of Sri T.Kotaiah, former Jr. Asst., ICDS Project, Ponnur, Guntur District (now retired as Attender) vide Progs.No.412/A/2010, dated 26-06-2012, wherein subject itself was mentioned as " Imposed major punishment under Rule 9 of X APCS (CCA) Rule 1991 punishment reduced – Orders – Issued –Regarding ", whereas, she has not imposed the punishment, but has reduced the punishment, without imposing a major punishment of dismissal from service to the punishment of reduction to lower rank in the cadre of Attender.

Further, she has not mentioned the Show Cause Notice No.412/A/2010, dated 19-06-2012 as reference in the Progs. Issued on 29-06-2012, whereas in the 5th para of the progs. she has stated that the Charged Officer has requested to set aside the said punishment orders, after that in the 7th para of the progs., the R.J.D., has reduced the punishment as per rules 37 of 2 (c) (1) of APCS (CCA) Rules, 1991 i.e. consideration of appeal, which shows the slack supervision and application of mind in drafting such important progs. Moreover, she has exercised the powers of Director in this issue of reinstatement of Sri T.Kotaiah and reverting him as Attender just at the edge of his retirement i.e. 30-06-2012. Hence, the charge.

ARTICLE OF CHARGE No.II:

THAT Smt.R.Suez., former R.J.D., W.D & C.W., Ongole and present R.J.D., W.D & C.W., Eluru, has issued Show Cause Notice to Sri T.Kotaiah, former Jr. Asst., ICDS Project, Ponnur, Guntur (now retired as Attender) vide SCN No.412/A/2010, dt.19-06-2012 through the CDPO, ICDS Project, Ponnur, to serve and submit the served copy but it was observed that the said SCN was received by Sri T.Kotaiah, Jr. Asst., on the same date i.e. 19-06-2012 and explanation was also submitted on the same date i.e. 19-06-2012. Therefore, it reveals that R.J.D., W.D & C.W., Eluru, might have been shown excessive sympathy towards, Sri T.Kotaiah, Jr. Asst.

Further, she has failed to bring the wrong / criminal attitude of Sri T.Kotaiah, former Jr. Asst., ICDS Project, Ponnur, Guntur District (now retired as Attender) to the notice of the higher authorities who made a grave mistake by producing a fake Matriculation Pass Certificate. Instead of filing a criminal case, she has issued Progs. By ' reducing the punishment of dismissal from service to the punishment of reduction to lower rank in the cadre of Attender at the edge of retirement of Charged Officer. i.e., whereas, Regional Joint Director is not competent authority to reduce the punishment of dismissal from service. And also the suspension period of the said individual is treated as leave period". The said Charged Officer had agreed in his written explanation that he made a mistake to produce fake certificate. Hence, the charge.

Dr. (Smt.) POONAM MALAKONDAIAH,
PRINCIPAL SECRETARY TO GOVERNMENT(FAC).

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE – III

THE LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAINST SMT. R.SUEZ., FORMER R.J.D., W.D & C.W., ONGOLE AND PRESENTLY WORKING AS R.J.D., W.D & C.W., ELURU, ARE PROPOSED TO BE SUSTAINED.

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